

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Yong-Kyu KWON, *et al.*

Serial No.: 09/931,423

Filed: August 16, 2001

For: **HEAT EXCHANGER**

Commissioner of Patents and Trademarks
Washington, DC 20231

Docket No.: 07720004AA

Group Art Unit: 3743

Examiner: L. CIRIC

RECEIVED

APR 01 2003

TECHNOLOGY CENTER R3700

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement mailed on November 27, 2002, applicants hereby elects the first species or the embodiment of Figure 2 drawn to the heat exchanger which includes claims 1-4, 6-10 and 12-14. This provisional election is made with traverse. Applicants reserve the right to file a divisional application on the non-elected invention at a later time.

MPEP § 806.04(d) states that "A generic claim should read on each of the species. Further a generic claim must comprehend within its confines the organization covered in each of the species. In addition, a generic claim should include no material element additional to those recited in the species claims." In the pending application, claims 1 and 7 satisfy the above criteria and, therefore, it is most respectfully submitted that claim 1 is generic.


Accordingly, it is respectfully requested that the restriction requirement be withdrawn.

In view of the election of the first embodiment, with traverse, an early and favorable action on the merits is believed to be in order and is most respectfully requested.

Applicants: Yong-Kyu KWON, *et al.*
Application No.: 09/931,423

A petition for a three (3) month extension is filed herewith. It is not believed that any further extensions of time are required other than the accompanied petition. However, if an extension of time is necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136, and any fees required therefore are hereby authorized to be charged to our Deposit Account No. 23-1951.

Respectfully submitted,



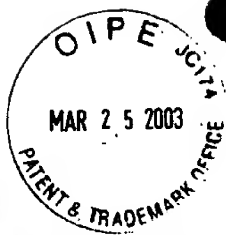
Hae-Chan Park
Reg. No. 50,114

Dated: March 25, 2003

McGuire Woods LLP
1750 Tysons Boulevard, Suite 1800
McLean, VA 22102-4215
Telephone: 703-712-5365
Fax: 703-712-5280

McGuireWoods LLP
1750 Tysons Boulevard
Suite 1800
McLean, VA 22102-4215
Phone: 703.712.5000
Fax: 703.712.5050
www.mcguirewoods.com

Hae-Chan Park
Direct: 703.712.5365



McGUIREWOODS

3743

\$

hpark@mcguirewoods.com
Direct Fax: 703.712.5280

March 25, 2003

Assistant Commissioner for Patents
Washington, DC 20231

RE: Application No. 09/931,423
Filed: August 16, 2001
HEAT EXCHANGER
inventor: Yong-Kyu KWON, *et al.*
Our Ref: 07720004AA

RECEIVED

APR 01 2003

TECHNOLOGY CENTER R3700

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. A Transmittal Letter;
2. A Revocation of Power of Attorney and New Power of Attorney;
3. A Response to a Restriction Requirement;
4. A Petition and Fee for a Three-Month Extension of Time;
5. Our Check No. 105833 for the amount of \$930.00 to cover the Three-Month Extension of Time Fee; and
6. Two Acknowledgement postcards.

It is respectfully requested that the attached copy of the postcard be stamped with the filing date of these documents and returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 23-1951 referencing docket number 07720004AA.

Respectfully submitted,

Hae-Chan Park
Reg. No. 50,114

HCP/tmk
Enclosures